

**COMMONWEALTH OF VIRGINIA  
BOARD OF CORRECTIONS  
LIAISON COMMITTEE MINUTES**

Regular Meeting .. September 16, 2003  
Location .....6900 Atmore Drive, Richmond, Virginia  
Presiding Chairman.....Roy Cherry, Superintendent, Hampton Roads Regional Jail  
Present .....Clay Hester, Board of Corrections  
Robert Mitchell, Board of Corrections  
Sterling Proffitt, Acting Chairman, Board of Corrections  
James W. Matthews, Compensation Board  
Jack Dewan, Executive Director, Virginia Association of Regional Jails  
Judge W. P. Lemmond,(Retired)  
Dave Simons, Guest, Hampton Roads Regional Jail  
Chris Webb, Superintendent, Blue Ridge Regional Jail  
Bob Beatty, Albemarle/Charlottesville Regional Jail  
Sandra Thacker, Peumansend Creek Regional Jail  
David Harker, Parole Board  
Joseph W. Hagenlocker, Compliance and Accreditation, DOC  
Ron Elliot, Compliance and Accreditation, DOC  
Jan Dow, Director's Staff, DOC  
Kim, Lipp, Architecture and Engineering, DOC  
Jim Sisk, Classification and Record, DOC  
Pat Wasky, Parole Board, DOC  
Donna Foster, Liaison Committee Secretary, DOC

## I. July Minutes

Minutes from the July 15, 2003 meeting were motioned for approval, seconded and passed.

## II. Minutes Summary

- Due to Sheriff's meeting, a number of members were not present.
- Mr. Cherry thanked Pat Wasky for her services as secretary to the committee and introduced Donna Foster as her replacement.
- Ron Elliot announced that Joe Hagenlocker would now oversee the Local Facilities and would continue to provide assistance to the Liaison Committee. Mr. Elliot then updated the members regarding the Population Report. Calculation methods for the Population Report were explained to the committee members. Out of compliance rates were discussed as they continue to increase.

- Mr. Cherry requested that the Department of Corrections (DOC) reduce the out of compliance rates.
- Jim Sisk told the members that Southampton Reception center had been reassigned as a work center and approximately two hundred beds for males and one hundred work center and transition beds for females would be made available by this action. He told the committee that this would be of minimal effect on the out of compliance rates. He also stated that Gene Johnson had requested that the DOC increase the efforts of finding beds for the out of compliance status and hoped that more information would be available by the next (November) meeting. Kim Lipp advised the committee that it had been determined that the out of state inmates would be eliminated from the population freeing up almost 1100 beds but they were not currently funded.
- Chris Webb suggested that each jurisdiction be permitted to choose the inmates that are sent to the DOC rather than the way it has been handled with the DOC notifying localities of inmates to be received, specifically, medical and behavioral problem inmates. Mr. Sisk advised the committee that he would investigate the issue and assured members that they could send inmates of their choosing. Judge Lemmond pointed out that, in the event the jails send problem inmates who are not considered out of compliance inmates, then the numbers would not be reduced even though the DOC was receiving inmates.
- Mr. Cherry brought the cooperativeness of the Classification and Records management to the attention of the committee.
- Mr. Elliot and Mr. Matthews discussed funds available for medical emergencies. Mr. Dewan stated that state responsible inmates were always covered by state funds.
- Mr. Elliot updated construction projects. Kim Lipp displayed an updated aerial photograph of St. Brides Correctional Center stating that their efforts were concentrating on not reducing bed space during initial phases. Mr. Elliot updated the Jail Contract Bed Work Release Program data. Jim Sisk discussed eligibility for the program
- Mr. Cherry asked about follow-up on prior discussion regarding good time for persons who are not paying their support payments to which Mr. Sisk replied there is a controversy regarding the issue that needs clarification by the Attorney General. **Judge Lemmonds moved that the DOC request the position of the Attorney General regarding good time, noting the position of the Crime Commission, second by Mr. Mitchell and Mr. Dewan, all in favor, none opposed.** Sheriff Stuart Kitchen will make the formal request which will be drafted by Jim Sisk.

- Joe Hagenlocker discussed the Model Plan which is a fee charge program for prisoner's keep in response to House Bill 2765 allowing a jail fee not to exceed \$1 per day.
- Jim Matthews discussed budget development for fiscal years 2005 and 2006. He said that they (State Compensation Board) are requesting restoration of the \$13.2 million that was previously cut from per diems from the current fiscal year as well as additional monies based on expected growth in the inmate population. He stated that he knew of no anticipated budget cuts for the near future. In the process of opening new facilities, in FY05, 230 new positions will need to be funded, at a cost of about \$2.8 million and in FY06, 473 new positions are necessary for consideration at a cost of about \$9.4 million. By FY07, all the aforementioned facilities will be up and running full time, substantially increasing that amount, with anticipated cost unavailable at this time.
- Mr. Matthews expressed the cost effectiveness of the LIDs program availability for the jails, reducing duplicated DNA sample draws significantly. He also reported that the Appropriations Act requires that the Secretary of Public Safety, the DCJS and the Compensation Board develop a pilot program for alternative sentencing of non-violent, misdemeanants and local responsible felons with less than 6 months to serve and be reported by December 1, 2003. He was unable to report further on this study at this time. He is recommending \$100,000 to pilot about 65 inmates for about 6 months up to a year (at \$4 per day). He does not anticipate information to report for the November meeting, but feels certain he will be able to in a subsequent meeting. HB 2698 calls for the Secretary of Public Safety with the Secretary of Health and Human Resources and Executive Secretary of the Supreme Court to study civil commitment procedures and provide for guidelines. This should be reported by October 1, 2003, allowing Mr. Matthews to report to the committee at the November meeting. When asked about forth quarter allocations, he replied that funds would be dispersed based on remaining funds to be allotted in direct correlation to population percentiles. Mr. Matthews was asked about submission of requests for additional funding for positions, and he said yes, the request would be made based most likely on a scenario where the facility is 100% above capacity, as opposed to staffing studies standards.
- Sterling Proffitt wanted to mention the death of Rodney Davis, Deputy Sheriff in Green County for a total of 8 officers down in the line of duty.
- Mr. Hester, in closing offered his concern with the out of compliance rates. Judge Lemmonds in reflection discussed a tour of the South Carolina DOC and the use of the politically correct name of restitution center to please the taxpayer and

provide for victims as well as disciplinary action against the offender. This creative alternative name for a halfway house proved to appease the voter.

- Mr. Jack Dewan was welcomed back to the committee after an almost one year absence.

By motion duly made by Chairman Roy Cherry and seconded by several members present, the meeting adjourned.

/dpf